

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C.

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In the Matter of

Amendment of Section 73.606(b),
Table of Allotments,
Television Broadcast Stations.
(Wiggins, Mississippi)

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MM Docket No. 02-152
RM-10457

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

To: Chief, Video Services Division

COMMENTS IN SUPPORT OF NOTICE OF PROPOSED RULE MAKING

KB Prime Media LLC ("KB Prime"), applicant for an initial construction permit for a new television station to operate on NTSC Channel 56 at Wiggins, Mississippi,¹ by its undersigned attorneys and in response to the Commission's *Notice of Proposed Rule Making* in the above-captioned proceeding, MB Docket No. 02-152, RM-10457 (released July 1, 2002) (the "*NPRM*"), hereby files these Comments in support of the *NPRM*'s proposal to substitute and allot NTSC Channel 46 for NTSC Channel 56 at Wiggins, Mississippi in the Table of Allotments.

DISCUSSION

1. Pursuant to the Commission's Report and Order reallocating former TV Channels 52-59,² KB Prime filed a Petition for Rule Making requesting that the Commission initiate a proceeding to amend the NTSC Table of Allotments to allocate NTSC Channel 46 for

¹ See FCC File No. BPCT-19960920LV.

² In the Matter of Reallocation and Service Rules for the 698-746 MHz Spectrum Band (Television Channels 52-59), GN Docket No. 01-74, FCC 01-364, released January 18, 2002.

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NTSC Channel 56 at Wiggins, Mississippi. By its Petition, KB Prime demonstrated that the substitution of Channel 46 in the Television Table of Allotments is in the public interest, as it would facilitate the reallocation and introduction of new services in the Lower 700 MHz spectrum, while at the same time it would permit the initiation of television service to the community of Wiggins, Mississippi.

2. In response to KB Prime's Petition, the Commission instituted the instant rule making proceeding to more fully consider KB Prime's proposal. KB Prime hereby incorporates by reference its Petition previously filed in this proceeding and reiterates its expression of interest in the substitution and allotment of NTSC Channel 46 for the presently allotted NTSC Channel 56 at Wiggins, Mississippi. As mentioned above, KB Prime currently has an application pending seeking authorization for a new construction permit for a television station operating on NTSC Channel 56. If the channel change proposed in the NPRM is granted, KB Prime will, as stated in its Petition, promptly amend its pending application in order to specify operation on Channel 46 at Wiggins with facilities consistent with those specified in the engineering material filed with its Petition for Rule Making, and, if authorized, KB Prime will construct the facilities contemplated therein and place the station into operation.

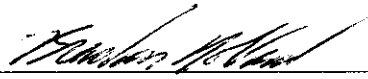
CONCLUSION

3. The substitution of an in-core television channel for the current NTSC Channel 56 allotment will foster the Commission's goals of clearing incumbent broadcasters from the Lower 700 MHz spectrum and facilitate the reallocation and auction of that spectrum for new services. Similarly, substitution of Channel 46 will serve the public interest by preserving the introduction of analog television service to the community of Wiggins, Mississippi. Accordingly, KB Prime's proposed change to the Television Table of Allotments is in the public interest and

consistent with the Commission's articulated goals. Accordingly, KB Prime respectfully requests that the Commission grant the rule making proposed by the NPRM and allot NTSC Channel 46 for NTSC Channel 56 at Wiggins, Mississippi.

Respectfully submitted,

KB PRIME MEDIA LLC

By: 
David D. Oxenford
Brendan Holland

Its Attorneys

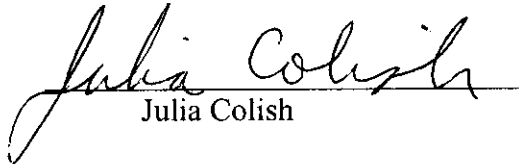
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Dated: August 22, 2002

CERTIFICATE OF SERVICE

I, Julia Colish, a secretary with the law firm of Shaw Pittman LLP, hereby certify that a copy of the foregoing "**COMMENTS IN SUPPORT OF NOTICE OF PROPOSED RULE MAKING**" was served via hand delivery on this 22nd day of August, 2002 to the following:

Ms. Barbara A. Kreisman
Chief, Video Services Division
Media Bureau
Federal Communications Commission
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Julia Colish